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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Heinz-Gerd Klaes et al ) Art Unit: 1614  
U.S. Appln. No. : 10/809,609 ) Examiner: To be assigned  
Confirmation No. : 7229  
U.S. Filing Date : March 25, 2004  
Title of Invention : PHARMACEUTICAL COMPOSITION OF ANTIVIRAL AGENTS  
Attny. Docket No. : 1/1479

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

February 16, 2005

TRANSMITTAL LETTER FOR INFORMATION DISCLOSURE STATEMENT

Sir:

Transmitted herewith concerning the subject application is an Information Disclosure Statement (Form 1449A/B) under 37 C.F.R. §§1.56 and 1.97, as more specifically described hereinbelow.

☒ 1.97(b). This Statement is being filed: i) within three (3) months of the filing date of a national application other than a continued prosecution application under 33 C.F.R. §1.53 (d); ii) within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; iii) before the mailing of a first Office action on the merits; or iv) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. §1.114.

☐ 1.97(c). This Statement is being filed after the time period specified in 37 C.F.R. §1.97(b), but before the mailing date of: i) a final action under 37 C.F.R. §1.113, ii) a notice of allowance under 37 C.F.R. §1.311, or iii) an action that otherwise closes prosecution in the application. This Statement is being accompanied by:

☐ A statement as specified in 37 C.F.R. §1.97(e) [see below]; or

☐ The fee set forth in 37 C.F.R. §1.17(p).



☐ The Commissioner is hereby authorized to charge payment of the \$180.00 fee set forth in 37 C.F.R. §1.17(p) to Deposit Account No. 02-2955.

☐ 1.97(d). This Statement is being filed after the period specified in 37 C.F.R. §1.97(c) but on or before payment of the issue fee. This Statement is accompanied by a statement as specified in 37 C.F.R. §1.97(e) [see below] and the fee set forth in 37 C.F.R. §1.17(p).

☐ 1.97(e).

☐ Each item of information contained in the instant information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the instant information disclosure statement; or

☐ No item of information contained in the instant information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in the instant information disclosure statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three (3) months prior to the filing of the instant information disclosure statement.

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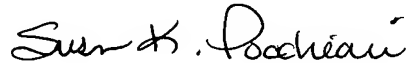
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Respectfully submitted,



Susan K. Pocchiari  
Attorney for Applicant(s)  
Reg. No. 45,016

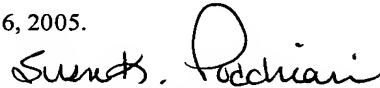
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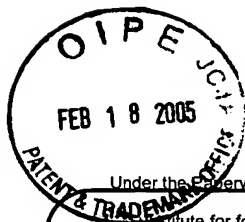
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Sheet 1 of 3

**Complete if Known**

Application Number	10/809,609
Filing Date	March 25, 2004
First Named Inventor	Heinz-Gerd Klaes
Art Unit	1614
Examiner Name	To be assigned
Attorney Docket Number	1/1479

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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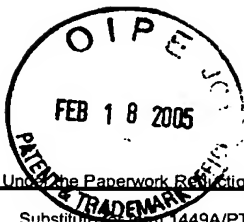
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		WO 03/011862 A1	02/13/2003	BI (Canada) LTD		
		WO 01/96338 A1	12/20/2001	BI (Canada) LTD		
		WO 03/080612 A1	10/2/2003	BI International GmbH		
		WO 98/44913	10/15/1998	Triangle Pharmaceuticals		
		WO 99/09031	02/25/1999	Medivir AB		

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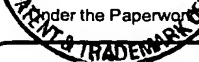
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		WO 99/41268	08/19/1999	Medivir AB		
		WO 91/01137	02/07/1991	Harmenberg, Johan et al		
		WO 88/00050	01/14/1988	Astra Lakemedel Aktiebolag		
		EP 0767172 A1	04/09/1997	BI Pharmaceuticals Inc.		

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## International Search Report Reference Number PCT/US2004/008903

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